

Adopted	Rejected
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## COMMITTEE REPORT

YES:	13
NO:	0

### MR. SPEAKER:

*Your Committee on **Roads and Transportation**, to which was referred Senate Bill 474, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 6, line 16, delete "384." and insert "**384, and may not be more**
- 2       **restrictive than the federal Motor Carrier Safety Improvement Act**
- 3       **of 1999 (MCSIA) or 49 CFR 384."**
- 4       Page 7, line 16, delete "A" and insert "**After June 30, 2005, a**".
- 5       Page 8, line 3, delete "A" and insert "**After June 30, 2005, a**".
- 6       Page 8, line 7, delete "A" and insert "**After June 30, 2005, a**".
- 7       Page 8, line 12, delete "Probationary" and insert "**After June 30,**
- 8       **2005, probationary**".
- 9       Page 8, line 18, delete "This" and insert "**After June 30, 2005,**
- 10      **this**".
- 11      Page 8, line 26, delete "This" and insert "**After June 30, 2005,**
- 12      **this**".
- 13      Page 10, line 33, delete "This" and insert "**After June 30, 2005,**
- 14      **this**".
- 15      Page 10, line 41, delete "This" and insert "**After June 30, 2005,**
- 16      **this**".

1       Page 12, line 8, delete "REPEALED" and insert "AMENDED TO  
2       READ AS FOLLOWS".

3       Page 12, line 9, delete "2003]." and insert "2003]: Sec. 10. (a)  
4       Notwithstanding any other provision of this chapter, an individual may  
5       not receive a restricted driver's license to operate a commercial motor  
6       vehicle if the individual's driving privileges are suspended for an  
7       alcohol or drug violation under IC 9-30-5 or 49 CFR 391.15.

8       **(b) This section expires July 1, 2005."**

9       Page 12, after line 9, begin a new paragraph and insert:

10       "SECTION 13. [EFFECTIVE JULY 1, 2003] **(a) Notwithstanding**  
11       **IC 8-2.1-24-18, as amended by this act, the requirement that 49**  
12       **CFR 383 and 384 be incorporated into Indiana law by reference,**  
13       **as provided by IC 8-2.1-24-18, as amended by this act, does not**  
14       **apply before July 1, 2005.**

15       **(b) Notwithstanding IC 9-13-2-161, as amended by this act, the**  
16       **inclusion of "commercial motor vehicle" within the definition of**  
17       **"school bus" and the specification that a school bus may be used to**  
18       **transport preschool, elementary, or secondary school children, as**  
19       **provided by IC 9-13-2-161, as amended by this act, does not apply**  
20       **before July 1, 2005.**

21       **(c) Notwithstanding IC 9-24-6-1, as amended by this act, the**  
22       **exclusion from the application of IC 9-24-6 of a motor vehicle that**  
23       **is a farm vehicle that is exempt under 49 U.S.C. 31104 and 49**  
24       **U.S.C. 31301 through 31306, or applicable federal regulations, as**  
25       **provided by IC 9-24-6-1, as amended by this act, does not apply**  
26       **before July 1, 2005.**

27       **(d) Notwithstanding IC 9-24-6-1, as amended by this act,**  
28       **IC 9-24-6 does not apply to a motor vehicle that is used as a school**  
29       **bus, that is designed to carry more than fifteen (15) passengers,**  
30       **including the driver, and that is exempt under 49 U.S.C. 521, 49**  
31       **U.S.C. 31104, and 49 U.S.C. 31301 through 31306, or applicable**  
32       **federal regulations, as provided by IC 9-24-6-1, as amended by this**  
33       **act, before July 1, 2005.**

34       **(e) Notwithstanding IC 9-24-6-2, as amended by this act:**

35               **(1) the requirement that the rules adopted by the bureau of**  
36               **motor vehicles to regulate persons required to hold a**  
37               **commercial driver's license shall carry out 49 CFR 384;**

38               **(2) the prohibition against the rules adopted by the bureau of**

1           **motor vehicles to regulate persons required to hold a**  
2           **commercial driver's license being more restrictive than the**  
3           **federal Motor Carrier Safety Improvement Act of 1999**  
4           **(MCSIA) or 49 CFR 384; and**  
5           **(3) the adoption of 49 CFR 384 as Indiana law;**  
6           **as provided by IC 9-24-6-2, as amended by this act, do not apply**  
7           **before July 1, 2005."**

(Reference is to SB 474 as printed January 29, 2003.)

**and when so amended that said bill do pass.**

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Representative Reske